

**REQUIREMENT FOR INFORMATION UNDER 37 C.F.R. § 1.105**

**ATTACHMENT TO PAPER NO. 23**

1. Applicants and the assignee of this application are required under 37 CFR 1.105 to provide the following information that the examiner has determined is reasonably necessary to the examination of this application.
2. The information is required to identify products and services embodying the disclosed subject matter of assessing the risk of a terrorist attack and identify the properties of similar products and services found in the prior art.
3. A prior art search using the IEEE database with the terms “vulnerability” and “assessment” yielded one paper authored by Rick Lazarick entitled “Airport Vulnerability Assessment – An Analytical Approach,” IEEE 32<sup>nd</sup> Annual International Carnahan Conference on Security Technology, pp. 40-46 (October 1998). This article describes an assessment of commercial airports called the “Airport Vulnerability Assessment Project” (“AVAP”) sponsored by the Federal Aviation Administration (“FAA”).

According to Lazarick the following organizations participated:

- (1) Battelle;
- (2) BDM Federal;
- (3) Science Applications International Corporation;

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- (4) Lockwood Greene Technology;
- (5) Counter Technology Inc.;
- (6) Abacus Technology;
- (7) Science & Engineering Associates; and
- (8) Naval Facilities Engineering Service Center.

According to this paper, the FAA awarded contracts to three organizations with another five organizations participating via a competitive procurement process that included a bidder's conference. No other information regarding the participants, the bidding process, or the bidder's conference was located in the prior art search.

4. In response to this requirement, please provide the names of the applicants, if any, who participated in AVAP. For each individual who participated in AVAP, please provide a description of the vulnerability assessment methodologies disclosed by the organizations.

In response to this requirement, please provide the names of the applicants, if any, who either drafted or received any publications related to AVAP. For each individual who either drafted or received any publications related to AVAP, please provide a citation and a copy of each publication.

5. The fee and certification requirements of 37 C.F.R. § 1.97 are waived for those documents submitted in reply to this requirement. This waiver extends only to those documents within the scope of this requirement under 37 C.F.R. § 1.105 that are included in the applicant's first complete communication responding to this requirement. Any supplemental replies

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subsequent to the first communication responding to this requirement and any information disclosures beyond the scope of this requirement under 37 C.F.R. § 1.105 are subject to the fee and certification requirements of 37 C.F.R. § 1.97.

6. In responding to those requirements that require copies of documents, where the document is a bound text or a single article over 50 pages, the requirement may be met by providing copies of those pages that provide the particular subject matter indicated in the requirement, or where such subject matter is not indicated, the subject matter found in applicant's disclosure.

7. The applicant is reminded that the reply to this requirement must be made with candor and good faith under 37 CFR 1.56. Where the applicant does not have or cannot readily obtain an item of required information, a statement that the item is unknown or cannot be readily obtained will be accepted as a complete response to the requirement for that item.

8. This requirement is an attachment of the enclosed Office action. A complete response to the enclosed Office action must include a complete response to this requirement. The time period for reply to this requirement coincides with the time period for reply to the enclosed Office action, which is THREE months.



SAMUEL BRODA, ESQ.  
PRIMARY EXAMINER